BEFORE THE BOARD OF COUNTY COMMISSIONERS OF LEWIS COUNTY, WASHINGTON

| AN ORDINANCE OF LEWIS COUNTY, WASHINGTON |) | |
|---|---|--------------------|
| RENEWING A MORATORIUM UPON ESTABLISHMENTS |) | ORDINANCE NO. 1254 |
| INVOLVED IN THE PRODUCTION, PROCESSING AND RETAIL |) | |
| SALE OF MARIJUANA AND RELATED PRODUCTS |) | |

WHEREAS, Lewis County Board of County Commissioner adopted Ordinance No. 1249 on December 9, 2013, imposing a moratorium on establishments involved in the production, processing and retail sale of marijuana and related products; and

WHEREAS, Ordinance 1249 will expire on June 9, 2014, six-months following enactment, unless extended; and

WHEREAS, moratoria adopted pursuant to the authority of RCW 36.70.795 are methods by which local governments may preserve the status quo so that new plans and regulations will not be rendered moot by intervening development; and

WHEREAS, the County will need at least an additional six-month period to conduct an appropriate analysis and to develop appropriate recommendations for the Lewis County Planning Commission to consider regarding the issues noted at the time of imposing the initial moratorium; and

WHEREAS, this renewal of the moratorium is authorized by RCW 36.70.795 and Article 1, Section 2, and Article 11, Section 11 of the Washington State Constitution.

NOW THEREFORE BE IT ORDAINED by the Lewis County Board of County Commissioners that Lewis County Board of County Commissioners hereby declares the following:

Section 1. Moratorium. The Lewis County Board of County Commissioners hereby declares a renewal of the moratorium upon:

- 1. The submission, acceptance, processing or approval of any permit applications or licenses by or for any establishment involved in the sale, use, growing, manufacture or processing of marijuana, including but not limited to performance spaces, private clubs, open-to-the public night clubs/cabarets/ taverns or similar establishments.
- 2. The creation by an owner or operator of any land or building of any new use of such land or buildings for the sale/use/growing, distribution, manufacturing, or processing of marijuana and related products.

Section 2. Duration of Moratorium. The moratorium adopted by this Ordinance is effective immediately upon adoption and shall remain in effect for six (6) months, unless subsequently extended by the Board pursuant to state law.

Section 3. Public Hearing. Pursuant to RCW 36.70.795, a public hearing was held on June 2, 2014.

Section 4. Ratification. Any act consistent with the authority and prior to the effective date of this Ordinance is hereby ratified and affirmed.

Section 5. Severability. The provisions of this Ordinance are declared separate and severable. If any provision of this Ordinance or its application to any person or circumstances is held invalid, the remainder of this Ordinance or application of the provision to other persons or circumstances shall be unaffected.

Section 7. Findings. The Lewis County Board of Commissioners hereby adopts the above recitals as findings of fact in support of this Ordinance.

PASSED IN REGULAR SESSION THIS 2nd day of June 2014, after a public hearing was held June 2, 2014 pursuant to Notice published in the *East County Journal* on May 14, 2014 and the Chronicle on May 15, 2014.

APPROVED AS TO FORM:

Jonathan Meyer, Prosecuting Attorney

By: Glenn Carter, Deputy Prosecuting Attorney

ATTEST:

Karri Muir, Clerk of the Board

BOARD OF COUNTY COMMISSIONERS LEWIS COUNTY, WASHINGTON

F. Lee Grose, Chair

Edna J. Fund) Vice Chair

P.W. Schulte, Commissioner